



General Assembly

January Session, 2011

***Raised Bill No. 6550***

LCO No. 3928

\* \_\_\_\_\_HB06550HS\_APP032311\_\_\_\_\_\*

Referred to Committee on Human Services

Introduced by:  
(HS)

***AN ACT CONCERNING MEDICAID COVERAGE FOR SMOKING  
CESSATION TREATMENT.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 17b-278a of the general statutes is repealed and  
2 the following is substituted in lieu thereof (*Effective July 1, 2011*):

3 The Commissioner of Social Services shall amend the Medicaid state  
4 plan to provide coverage for treatment for smoking cessation [ordered]  
5 recommended by a licensed health care [professional] provider. A  
6 prescription from a health care provider who possesses a valid and  
7 current state licensure [to prescribe such] shall be required for legend  
8 drugs. [in accordance with a plan developed by the commissioner to  
9 provide smoking cessation services. The commissioner shall present  
10 such plan to the joint standing committees of the General Assembly  
11 having cognizance of matters relating to human services and  
12 appropriations by January 1, 2003, and, if such plan is approved by  
13 said committees and funding is provided in the budget for the fiscal  
14 year ending June 30, 2004, such plan shall be implemented on July 1,  
15 2003. If the initial treatment provided to the patient for smoking  
16 cessation, as allowed by the plan, is not successful as determined by a

17 licensed health care professional, all prescriptive options for smoking  
 18 cessation shall be available to the patient.] Smoking cessation  
 19 treatment provided under the Medicaid state plan shall be consistent  
 20 with the United States Public Health Service clinical practice guideline  
 21 for tobacco use and dependence and shall include (1) legend and over-  
 22 the-counter drugs, and (2) counseling by a physician, qualified  
 23 clinician or other person trained and experienced in providing tobacco  
 24 use cessation counseling. Coverage under the Medicaid state plan, as  
 25 amended in accordance with this section, shall be limited to not more  
 26 than two treatment plans per year for each Medicaid beneficiary.

27 Sec. 2. Section 17b-280a of the general statutes is repealed and the  
 28 following is substituted in lieu thereof (*Effective July 1, 2011*):

29 Notwithstanding any provision of the general statutes, no payment  
 30 shall be made under a medical assistance program administered by the  
 31 Department of Social Services, except for the medical assistance  
 32 program established pursuant to section 17b-256, for an over-the-  
 33 counter drug, except for (1) insulin, insulin syringes and nutritional  
 34 supplements for individuals who are required to be tube fed or who  
 35 cannot safely ingest nutrition in any other form, and as may be  
 36 required by federal law; and (2) smoking cessation drugs as provided  
 37 in section 17b-278a, as amended by this act.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2011</i>	17b-278a
Sec. 2	<i>July 1, 2011</i>	17b-280a

***HS***

***Joint Favorable C/R***

***APP***